



06-23-06

JTW

Attorney's Docket No.: 17084-004017 / 402P

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Gyula Hadlaczky  
Serial No. : 10/808,689  
Filed : March 24, 2004

Art Unit : 1638  
Examiner : Brent T. Page  
Cust. No. : 20985  
Conf. No. : 6587

Title : ARTIFICIAL CHROMOSOMES, USES THEREOF AND METHODS FOR  
PREPARING ARTIFICIAL CHROMOSOMES

**Mail Stop Amendment**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Dear Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement, copy of foreign examination report, and a Statement pursuant to 37 C.F.R. §1.97(e) for filing in connection with the above-captioned application. Since this Supplemental Information Disclosure Statement is filed with a Statement pursuant to 37 C.F.R. §1.97(e), a fee for filing the Supplemental Information Disclosure Statement should not be required. If, however, it is determined that a fee for filing these papers is required, the Commissioner is authorized to charge Deposit Account No. 06-1050, as stated below:

- ☒ The Commissioner is hereby authorized to charge any fees that may be due in connection with this paper or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,

Stephanie Seidman  
Reg. No. 33,779

Attorney Docket No. 17084-004017/402P  
**Address all correspondence to:**  
Stephanie Seidman  
Fish & Richardson P.C.  
12390 El Camino Real  
San Diego, California 92130  
Telephone: (858) 678-4777  
Facsimile: (202) 626-7796  
email: seidman@fr.com

CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
"Express Mail" Mailing Label Number EV 740119532 US  
Date of Deposit June 21, 2006  
I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Stephanie Seidman



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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN  
ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98**

This Supplemental Information Disclosure Statement is filed pursuant to 37 C.F.R. §1.97(c) and includes a statement in accordance with 37 C.F.R. §1.97(e). The statement applies to the copy of a foreign Examination Report provided herewith. A fee for filing this Supplemental Information Disclosure Statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 06-1050.

As noted in the attached statement, the information is a communication from a foreign patent offices in a counterpart foreign application, which was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of the attached Supplemental Information Disclosure Statement.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all information known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98.

Provided herewith in connection with the above captioned application is a copy of an Australian Examination Report, issued March 23, 2006, in connection with corresponding

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Stephanie Seidman

Applicant : Gyula Hadlaczky  
Serial No. : 10/808,689  
Filed : March 24, 2004

Attorney's Docket No.: 17084-004017 / 402P  
Supplemental Information Disclosure Statement

Australian Patent Application No. 2004201732 (Attorney Docket No. 17084-004AU3), which is a divisional of Australian Patent Application No. 38957/01, which is Divisional of Australian Patent Application No. 24512/97, which is a national stage filing of International Patent Application No. PCT/US97/05911, which claims priority to U.S. Patent Application Serial No. 08/629,822. The instant application is a divisional of U.S. Patent Application Serial No. 09/724,693, which is a continuation of U.S. Patent Application Serial No. 08/835,682 and ultimately claims priority to U.S. Patent Application Serial No. 08/629,822. Hence this application and Australian Patent Application No. 2004201732 claim priority ultimately to the same parent application. In the Australian Examination Report, Examiner cites two references: U.S. Patent No. 5,288,625 and European Patent Publication No. EP 0532050. These references have already been made of record in the instant application in an Information Disclosure Statement, supplied with Forms PTO-1449, filed July 16, 2004.

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references or information, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97 (g and h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56 (b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and they be made of record in the file history of the above-captioned application.

Respectfully submitted,

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Stephanie Seidman  
Reg. No. 33,779

Attorney Docket No. 17084-004017/402P  
**Address all correspondence to:**  
Stephanie Seidman  
Fish & Richardson P.C.  
12390 El Camino Real  
San Diego, California 92130  
Telephone: (858) 678-4777  
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email: seidman@fr.com

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**STATEMENT FOR SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT IN ACCORDANCE WITH 37 C.F.R. § 1.97(e)**

Dear Sir:

1. This statement is being made for the Supplemental Information  
Disclosure Statement accompanying this certification.

2. I, Stephanie Seidman, certify that each item of information contained  
in the accompanying Supplemental Information Disclosure Statement is a  
communication from a foreign patent office in a corresponding foreign application  
which was not received by any individual designated in C.F.R. § 1.56(c) more than  
thirty days prior to the filing of the attached Supplemental Information Disclosure  
Statement, and that references cited therein by foreign patent offices have already  
been made of record in the instant application. Foreign office communications  
provided are a communication from the Australian Patent Office, dated March 23,  
2006, in connection with Australian Patent Application No. 2004201732. This  
Australian patent application claims priority to International Patent Application No.  
PCT/US97/05911, and to U.S. Patent Application Serial No. 08/629,822, to which the  
above-captioned application likewise claims the benefit of priority.

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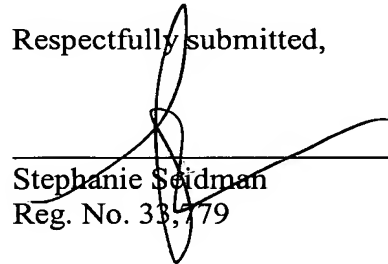
Stephanie Seidman

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Statement in accordance with 37 C.F.R. § 1.97(e)

3. The person making this statement is an attorney of record in the above-captioned application and signs below on the basis of information in the attorney's file.

Respectfully submitted,



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Stephanie Seidman  
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